

United States District Court

DISTRICT OF DELAWARE

Cobe Cardiovascular, Inc. and
Sorin Group Deutschland GMBH,

Plaintiff,

v.

Terumo Cardiovascular
Systems, Corp.,

Defendants.

SUMMONS IN A CIVIL ACTION

CASE NUMBER: 05-410

TO: The Corporation Trust Company
c/o Terumo Cardiovascular Systems Corp.
Corporation Trust Center
1209 Orange Street
Wilmington, DE 19801

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon

PLAINTIFF'S ATTORNEY:

Jack B. Blumenfeld, Esquire
Maryellen Noreika, Esquire
Morris, Nichols, Arsht & Tunnell
1201 N. Market Street
P.O. Box 1347
Wilmington, DE 19899-1347

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK

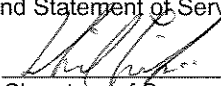


BY DEPUTY CLERK

DATE

6/17/05

AO 440 (REV. 10/93) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ¹	DATE June 17, 2005	
NAME OF SERVER (PRINT) Dan Ciarrocki	TITLE Runner	
<i>Check one box below to indicate appropriate method of service</i>		
<p><input type="checkbox"/> Served personally upon the defendant. Place where served: _____</p> <p><input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with person of suitable age and direction then residing therein. Name of person with whom the summons and complaint were left: _____</p> <p><input type="checkbox"/> Returned unexecuted: _____</p> <p><input checked="" type="checkbox"/> Other (specify): Personally served the Summons and Complaint on Brian Penrod at The Corporation Trust Company at 4:00 p.m. on June 17, 2005, registered agent for Terumo Cardiovascular Systems Corp.</p>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>6/17/05</u> <u></u> Date Signature of Server</p> <p style="text-align: center;">Morris, Nichols, Arsht & Tunnell 1201 N. Market Street Wilmington, DE 19801</p> <p style="text-align: center;">_____ Address of Server</p>		

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure